

SENATE JOURNAL

OF THE

IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

SIXTY-SIXTH LEGISLATIVE DAY
WEDNESDAY, MARCH 16, 2022

Senate Chamber

President McGeachin called the Senate to order at 9:30 a.m.

Roll call showed all members present except Senators Agenbroad, Cook, Crabtree, Den Hartog, Grow, Lent, Nelson, Nye, Riggs, Ward-Engelking, and Woodward, and Acting Senator VanOrden, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Katelyn Berry, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of March 15, 2022, was read and approved as corrected.

LAKEY, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

March 15, 2022

The LOCAL GOVERNMENT AND TAXATION Committee reports out [H 575](#) and [H 677](#) with the recommendation that they do pass.

RICE, Chairman

[H 575](#) and [H 677](#) were filed for second reading.

March 16, 2022

The HEALTH AND WELFARE Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Allan Schneider to the Commission for the Blind and Visually Impaired, term to expire July 1, 2024.

MARTIN, Chairman

The Gubernatorial appointment was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Eighth Order of Business.

Messages from the Governor

March 15, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to advise you that I have signed on March 14, 2022 and am transmitting to the Secretary of State the following Senate Bills, to wit:

[S 1227](#), [S 1232](#), [S 1234](#), [S 1235](#), [S 1237](#),
[S 1244](#), [S 1245](#), [S 1246](#), and [S 1299](#)

Sincerely,
/s/ Brad Little
Governor of Idaho

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Senate advanced to the Ninth Order of Business.

Messages from the House

March 15, 2022

Dear Madam President:

I transmit herewith [HCR 48](#), [HCR 49](#), [H 767](#), [H 769](#), [H 749](#),
[H 770](#), [H 771](#), and [H 758](#), which have passed the House.

MAULIN, Chief Clerk

[HCR 48](#), [HCR 49](#), [H 767](#), [H 769](#), [H 749](#), [H 770](#), [H 771](#), and
[H 758](#) were filed for first reading.

Senator Nelson was recorded present at this order of business.

March 15, 2022

Dear Madam President:

I return herewith [SCR 121](#), [S 1253](#), [S 1240](#), [S 1334](#), [S 1366](#),
[S 1365](#), [S 1364](#), [S 1363](#), [S 1369](#), [S 1370](#), [S 1371](#), [S 1319](#),
[SCR 114](#), [SCR 115](#), and [SCR 118](#), which have passed the House.

MAULIN, Chief Clerk

[SCR 121](#), [S 1253](#), [S 1240](#), [S 1334](#), [S 1366](#), [S 1365](#), [S 1364](#),
[S 1363](#), [S 1369](#), [S 1370](#), [S 1371](#), [S 1319](#), [SCR 114](#), [SCR 115](#), and
[SCR 118](#) were referred to the Judiciary and Rules Committee for enrolling.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials

[HCR 48](#) and [HCR 49](#), by Ways and Means Committee, were introduced, read at length, and referred to the Commerce and Human Resources Committee.

[H 767](#) and [H 769](#), by Appropriations Committee, were introduced, read the first time at length, and referred to the Finance Committee.

[H 749](#), by Ways and Means Committee, was introduced, read the first time at length, and referred to the Resources and Environment Committee.

[H 770](#), [H 771](#), and [H 758](#), by Appropriations Committee, were introduced, read the first time at length, and referred to the Finance Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

[H 718](#), by Education Committee, was read the second time at length and filed for third reading.

[H 658](#), by State Affairs Committee, was read the second time at length and filed for third reading.

[S 1360](#), by Judiciary and Rules Committee, was read the second time at length and filed for third reading.

[H 751](#), [H 755](#), [H 757](#), [H 759](#), [H 763](#), [H 764](#), [H 765](#), and [H 766](#), by Appropriations Committee, were read the second time at length and filed for third reading.

[S 1400](#), [S 1401](#), [S 1402](#), [S 1403](#), and [S 1404](#), by Finance Committee, were read the second time at length and filed for third reading.

[H 697](#) and [H 700](#), by Ways and Means Committee, were read the second time at length and filed for third reading.

[H 688](#), by Health and Welfare Committee, was read the second time at length and filed for third reading.

[S 1399](#), by State Affairs Committee, was read the second time at length and filed for third reading.

[H 554](#) and [H 555](#), by Commerce and Human Resources Committee, were read the second time at length and filed for third reading.

[H 580](#), by Business Committee, was read the second time at length and filed for third reading.

[H 701](#), by Ways and Means Committee, was read the second time at length and filed for third reading.

Senator Grow was recorded present at this order of business.

The Senate advanced to the Fourteenth Order of Business.

Senators Agenbroad, Cook, Crabtree, Den Hartog, Lent, Nye, Riggs, Ward-Engelking, and Woodward, and Acting Senator VanOrden were recorded present at this order of business.

General Calendar

The President declared the Senate resolved into the Committee of the Whole and called Senator Lee to the Chair to preside during the sitting of the Committee of the Whole.

Following the adjournment of the Committee of the Whole, the President called the Senate to order.

Report of the Committee of the Whole

Senator Lee, Chair of the Committee of the Whole, reported out [H 612](#), [S 1362](#), as amended, [H 650](#), [H 571](#), [H 640](#), and [H 723](#), without recommendation, amended as follows:

SENATE AMENDMENT TO H 612

AMENDMENT TO SECTION 1

On page 2 of the printed bill, in line 2, following "matters" insert: "unless the expunged disciplinary action involved the same or substantially similar conduct".

SENATE AMENDMENT TO S 1362, As Amended

AMENDMENT TO SECTION 2

On page 1 of the engrossed bill, in line 19, delete "its"; and delete line 20, and insert: "January 1, 2023".

CORRECTION TO TITLE

On page 1, in line 4, delete "RETROACTIVE APPLICA-"; and delete line 5, and insert: "AN EFFECTIVE DATE".

SENATE AMENDMENT TO H 650

AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 12, following "Such" delete "a" and insert: "a"; also in line 12, delete "~~contain a membership at~~" and insert: "contain a membership at"; and delete lines 13 through 17, and insert: "least ~~one-fourth~~ (1/4) one-half (1/2) of which is persons who are not public educators or school trustees and shall include parents of a child or children attending a school or schools within the".

SENATE AMENDMENT TO H 571

AMENDMENT TO THE BILL

On page 1 of the printed bill, delete lines 6 through 16, and insert:

"SECTION 1. That Section 33-1508, Idaho Code, be, and the same is hereby amended to read as follows:

33-1508. OPERATION OF SCHOOL BUSES. (1) All school buses shall at all times be operated in conformity with law and with rules of the Idaho state police and the state board of education.

(2) No school bus shall:

(a) Cross any railroad track, or enter or cross any arterial highway without first coming to a full stop. If any such crossing, intersection or access be obscured by trees, buildings or other objects, or because of wind, storm or fog, the school bus driver shall open such windows and doors as will permit him to determine when it is safe to proceed;

(b) Be operated at any time for the transportation of pupils by any person who does not have a current commercial driver's license (CDL) as specified in section 49-105, Idaho Code, and the minimum training for bus drivers as prescribed by the state board of education;

(c) Be operated at any time in excess of its maximum occupancy as determined by the manufacturer. Occupancy at no time shall exceed three (3) persons in a seat.

(3) Notwithstanding any provision of law or rule to the contrary, a school bus may travel up to seventy (70) miles per hour on an interstate highway, provided the bus does not exceed the posted speed limit as provided in section 49-654, Idaho Code.

CORRECTION TO TITLE

On page 1, in line 2, delete "1504" and insert: "1508"; and in line 3, delete "AND TO MAKE A TECHNICAL CORRECTION".

SENATE AMENDMENT TO H 640**AMENDMENT TO SECTION 3**

On page 2 of the printed bill, delete lines 18 through 26, and insert:

"(3) "Broadband provider" means any entity that:

(a) Provides broadband services, including but not limited to a telecommunications provider, cable service provider, broadband provider, cellular provider, political subdivision that provides broadband services, electric cooperative that provides broadband services, electric utility that provides broadband services, state government entity that provides broadband services, tribal government that provides broadband services, or internet service provider; or

(b) Builds broadband infrastructure, including but not limited to a port, nonprofit organization, or private-public partnership established for the purpose of expanding broadband in the state."

AMENDMENT TO SECTION 4

On page 3, in line 37, following "ate" insert: "or in support of expanding broadband infrastructure in the state of Idaho"; and in line 44, following "department" insert: ". Consistent with the "Dig Once Policy," the department shall issue rules that will restrict speculative practices that may unduly impact and congest the department's rights-of-way".

SENATE AMENDMENT TO H 723**AMENDMENT TO SECTION 1**

On page 1 of the printed bill, following line 18, insert:

"(2) Notwithstanding the provisions of section 33-1027, Idaho Code, in fiscal years 2023 and 2024, a kindergarten student shall count as one (1.0) unweighted full-time enrollment in a single school year for purposes of calculating kindergarten support units. It is the intent of the legislature in enacting this subsection to enable enrollment to be used as a substitute factor for average daily attendance in calculating kindergarten support units pursuant to section 33-1002(4), Idaho Code. The divisor in section 33-1002(4), Idaho Code, for kindergarten support units shall remain the same and shall continue to provide support units suitable for funding half-day kindergarten programs. Nothing in this subsection shall be construed as obligating the state to fund full-day kindergarten programs."; in line 19, delete "(2)" and insert: "(3)"; and in line 22, delete "(3)" and insert: "(4)".

CORRECTION TO TITLE

On page 1, in line 6, following "FACTOR," insert: "TO PROVIDE THAT A KINDERGARTEN STUDENT SHALL COUNT AS ONE FULL-TIME ENROLLMENT IN CERTAIN FISCAL YEARS, TO PROVIDE LEGISLATIVE INTENT,".

The Committee also has [S 1300](#), [H 684](#), [S 1367](#), [S 1382](#), [H 582](#), and [H 660](#) under consideration, reports progress, and begs leave to sit again.

LEE, Chair

On motion by Senator Lee, seconded by President Pro Tempore Winder, the report was adopted by voice vote.

[S 1362](#), as amended, as amended, was referred to the Judiciary and Rules Committee for engrossing and the amendments thereto were referred to the Judiciary and Rules Committee for printing.

[H 612](#), as amended in the Senate, [H 650](#), as amended in the Senate, [H 571](#), as amended in the Senate, [H 640](#), as amended in the Senate, and [H 723](#), as amended in the Senate, were filed

for first reading as amended, and the amendments thereto were referred to the Judiciary and Rules Committee for printing.

On request by Senator Anthon, granted by unanimous consent, the Senate returned to the Thirteenth Order of Business.

Third Reading of Bills

[S 1372](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Harris arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nye, Patrick, Rice, Ricks, Riggs, Souza, Thayn, VanOrden (Bair), Vick, Winder, Woodward, Zito. Total - 29.

NAYS—Burgoyne, Nelson, Semmelroth, Stennett, Ward-Engelking, Wintrow. Total - 6.

Total - 35.

Whereupon the President declared [S 1372](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1378](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lee arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward. Total - 31.

NAYS—Cook, Crabtree, Lent, Zito. Total - 4.

Total - 35.

Whereupon the President declared [S 1378](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1379](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Anthon arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward. Total - 32.

NAYS—Bayer, Zito. Total - 2.

Absent and excused—Lodge. Total - 1.

Total - 35.

Whereupon the President declared [S 1379](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1377](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator

Heider arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the President declared [S 1377](#) passed, title was approved, and the bill ordered transmitted to the House.

[H 722](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the President declared [H 722](#) passed, title was approved, and the bill ordered returned to the House.

[H 721](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Nye arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the President declared [H 721](#) passed, title was approved, and the bill ordered returned to the House.

[H 724](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the President declared [H 724](#) passed, title was approved, and the bill ordered returned to the House.

[H 725](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Crabtree arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Pursuant to Senate Rule 39(H), Acting Senator VanOrden disclosed a possible conflict of interest under applicable law.

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the President declared [H 725](#) passed, title was approved, and the bill ordered returned to the House.

[H 726](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Cook arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Blair (Johnson), Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Heider, Lakey, Lent, Lodge, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward. Total - 28.

NAYS—Bayer, Guthrie, Harris, Lee, Martin, Zito. Total - 6.

Absent and excused—Burgoyne. Total - 1.

Total - 35.

Whereupon the President declared [H 726](#) passed, title was approved, and the bill ordered returned to the House.

[H 710](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Cook arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward. Total - 29.

NAYS—Bayer, Blair (Johnson), Lee, Vick, Zito. Total - 5.

Absent and excused—Burgoyne. Total - 1.

Total - 35.

Whereupon the President declared [H 710](#) passed, title was approved, and the bill ordered returned to the House.

[H 742](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Crabtree arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Burtenshaw, Cook, Crabtree, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward. Total - 29.

NAYS—Bayer, Blair (Johnson), Den Hartog, Vick, Zito. Total - 5.

Absent and excused—Burgoyne. Total - 1.

Total - 35.

Whereupon the President declared [H 742](#) passed, title was approved, and the bill ordered returned to the House.

[H 743](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lent arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the President declared [H 743](#) passed, title was approved, and the bill ordered returned to the House.

[H 729](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Crabtree arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the President declared [H 729](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, the Senate returned to the Fifth Order of Business.

Petitions, Resolutions, and Memorials

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote the Senate recessed at 11:51 a.m. until the hour of 3 p.m. of this day.

RECESS AFTERNOON SESSION

The Senate reconvened at 3 p.m., pursuant to recess, President Pro Tempore Winder assumed the Chair.

Roll call showed all members present except Senator Crabtree, absent and formally excused by the Chair; and Senator Lodge, absent and excused.

Prior to recess the Senate was at the Sixth Order of Business, Reports of Standing Committees.

March 16, 2022

The JUDICIARY AND RULES Committee reports that Senate amendments to [S 1362](#), as amended, [H 612](#), [H 650](#), [H 571](#), [H 640](#), and [H 723](#) have been correctly printed.

LAKEY, Chairman

The report was ordered filed in the office of the Secretary of the Senate.

March 16, 2022

The JUDICIARY AND RULES Committee reports that [S 1362](#), as amended, as amended, has been correctly engrossed.

LAKEY, Chairman

[S 1362](#), as amended, as amended, was filed for first reading.

March 16, 2022

The JUDICIARY AND RULES Committee reports that [SCR 121](#), [S 1253](#), [S 1240](#), [S 1334](#), [S 1366](#), [S 1365](#), [S 1364](#), [S 1363](#), [S 1369](#), [S 1370](#), [S 1371](#), [S 1319](#), [SCR 114](#), [SCR 115](#), and [SCR 118](#) have been correctly enrolled.

LAKEY, Chairman

The President Pro Tempore signed Enrolled [SCR 121](#), [S 1253](#), [S 1240](#), [S 1334](#), [S 1366](#), [S 1365](#), [S 1364](#), [S 1363](#), [S 1369](#), [S 1370](#), [S 1371](#), [S 1319](#), [SCR 114](#), [SCR 115](#), and [SCR 118](#) and ordered them transmitted to the House for the signature of the Speaker.

March 16, 2022

The FINANCE Committee reports out [H 758](#), [H 767](#), [H 769](#), [H 770](#), and [H 771](#) with the recommendation that they do pass.

AGENBROAD, Chairman

[H 758](#), [H 767](#), [H 769](#), [H 770](#), and [H 771](#) were filed for second reading.

March 16, 2022

The STATE AFFAIRS Committee reports out [H 695](#), [H 705](#), [S 1398](#), and [S 1405](#) with the recommendation that they do pass.

LODGE, Chair

[H 695](#), [H 705](#), [S 1398](#), and [S 1405](#) were filed for second reading.

March 16, 2022

The STATE AFFAIRS Committee reports out [H 728](#) with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

LODGE, Chair

There being no objection, [H 728](#) was referred to the Fourteenth Order of Business, General Calendar.

March 16, 2022

The RESOURCES AND ENVIRONMENT Committee reports out [H 748](#) with the recommendation that it do pass.

VICK, Chairman

[H 748](#) was filed for second reading.

March 16, 2022

The JUDICIARY AND RULES Committee reports out [H 596](#), [H 621](#), and [H 629](#) with the recommendation that they do pass.

LAKEY, Chairman

[H 596](#), [H 621](#), and [H 629](#) were filed for second reading.

March 16, 2022

The JUDICIARY AND RULES Committee reports out [S 1397](#) with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

LAKEY, Chairman

There being no objection, [S 1397](#) was referred to the Fourteenth Order of Business, General Calendar.

March 16, 2022

The JUDICIARY AND RULES Committee reports it has had under consideration the Gubernatorial appointments listed below and the Committee recommends that said appointments be confirmed by the Senate:

Dan Dinning to the State Public Defense Commission, term to expire July 1, 2024;

Darrell Bolz to the State Public Defense Commission, term to expire July 1, 2023.

LAKEY, Chairman

The Gubernatorial appointments were referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials

[H 612](#), as amended in the Senate, and [H 650](#), as amended in the Senate, by Education Committee, were read the first time at length and filed for second reading.

[H 571](#), as amended in the Senate, and [H 640](#), as amended in the Senate, by Transportation and Defense Committee, were read the first time at length and filed for second reading.

[H 723](#), as amended in the Senate, by Education Committee, was read the first time at length and filed for second reading.

[S 1362](#), as amended, as amended, by State Affairs Committee, was read the first time at length and filed for second reading.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

Motion to Suspend Rules

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate passage of [S 1400](#) be suspended; that the portions of Section 15, Article 3, of the Constitution of the State of Idaho requiring all bills to be read on three several days be dispensed with, this being a case of urgency, and that [S 1400](#) be read the third time at length, section by section, and be put upon its final passage. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Martin, Nelson, Nye, Patrick,

Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 33.

NAYS—None.

Absent and excused—Crabtree, Lodge. Total - 2.

Total - 35.

More than two-thirds having voted in the affirmative, the President Pro Tempore declared the rules suspended.

[S 1400](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Cook arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 33.

NAYS—None.

Absent and excused—Crabtree, Lodge. Total - 2.

Total - 35.

Whereupon the President Pro Tempore declared [S 1400](#) passed, title was approved, and the bill ordered transmitted to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of [S 1401](#) be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 33.

NAYS—None.

Absent and excused—Crabtree, Lodge. Total - 2.

Total - 35.

More than two-thirds having voted in the affirmative, the President Pro Tempore declared the rules suspended and announced that [S 1401](#) was before the Senate for final consideration.

[S 1401](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Acting Senator VanOrden arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Ricks, Riggs, Semmelroth, Souza, Stennett, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward. Total - 27.

NAYS—Anthon, Bayer, Den Hartog, Rice, Thayn, Vick, Zito.
Total - 7.

Absent and excused—Crabtree. Total - 1.

Total - 35.

Whereupon the President Pro Tempore declared [S 1401](#) passed, title was approved, and the bill ordered transmitted to the House.

President McGeachin returned to the Chair.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of [S 1402](#) be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS—None.

Absent and excused—Crabtree. Total - 1.

Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that [S 1402](#) was before the Senate for final consideration.

[S 1402](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lent arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Grow, Guthrie, Harris, Heider, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward. Total - 28.

NAYS—Bayer, Den Hartog, Lakey, Rice, Vick, Zito. Total - 6.

Absent and excused—Crabtree. Total - 1.

Total - 35.

Whereupon the President declared [S 1402](#) passed, title was approved, and the bill ordered transmitted to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of [S 1403](#) be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS—None.

Absent and excused—Crabtree. Total - 1.

Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that [S 1403](#) was before the Senate for final consideration.

[S 1403](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lent arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward. Total - 32.

NAYS—Bayer, Zito. Total - 2.

Absent and excused—Crabtree. Total - 1.

Total - 35.

Whereupon the President declared [S 1403](#) passed, title was approved, and the bill ordered transmitted to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of [S 1404](#) be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS—None.

Absent and excused—Crabtree. Total - 1.

Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that [S 1404](#) was before the Senate for final consideration.

[S 1404](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lent arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Pursuant to Senate Rule 39(H), Senators Anthon, Harris, and Woodward disclosed a possible conflict of interest under applicable law.

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Grow, Guthrie, Harris, Heider, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward. Total - 28.

NAYS—Bayer, Den Hartog, Rice, Vick, Zito. Total - 5.

Absent and excused—Crabtree, Lakey. Total - 2.

Total - 35.

Whereupon the President declared [S 1404](#) passed, title was approved, and the bill ordered transmitted to the House.

[H 750](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Den Hartog, Grow, Guthrie, Harris, Heider, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward. Total - 32.

NAYS—Zito. Total - 1.

Absent and excused—Crabtree, Lakey. Total - 2.

Total - 35.

Whereupon the President declared [H 750](#) passed, title was approved, and the bill ordered returned to the House.

[H 752](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Den Hartog, Grow, Guthrie, Harris, Heider, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward. Total - 31.

NAYS—Bayer, Zito. Total - 2.

Absent and excused—Crabtree, Lakey. Total - 2.

Total - 35.

Whereupon the President declared [H 752](#) passed, title was approved, and the bill ordered returned to the House.

[H 753](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Cook arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Burgoyne, Burtenshaw, Cook, Den Hartog, Grow, Guthrie, Harris, Heider, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward. Total - 30.

NAYS—Bayer, Blair (Johnson), Zito. Total - 3.

Absent and excused—Crabtree, Lakey. Total - 2.

Total - 35.

Whereupon the President declared [H 753](#) passed, title was approved, and the bill ordered returned to the House.

[H 520](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Heider arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS—None.

Absent and excused—Crabtree. Total - 1.

Total - 35.

Whereupon the President declared [H 520](#) passed, title was approved, and the bill ordered returned to the House.

[H 519](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lent arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS—None.

Absent and excused—Crabtree. Total - 1.

Total - 35.

Whereupon the President declared [H 519](#) passed, title was approved, and the bill ordered returned to the House.

[H 642](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Harris arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS—None.

Absent and excused—Crabtree. Total - 1.

Total - 35.

Whereupon the President declared [H 642](#) passed, title was approved, and the bill ordered returned to the House.

[H 562](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator

Martin arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS—None.

Absent and excused—Crabtree. Total - 1.

Total - 35.

Whereupon the President declared [H 562](#) passed, title was approved, and the bill ordered returned to the House.

[H 598](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Wintrow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS—None.

Absent and excused—Crabtree. Total - 1.

Total - 35.

Whereupon the President declared [H 598](#) passed, title was approved, and the bill ordered returned to the House.

[H 603](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Acting Senator VanOrden arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS—None.

Absent and excused—Crabtree. Total - 1.

Total - 35.

Whereupon the President declared [H 603](#) passed, title was approved, and the bill ordered returned to the House.

[H 681](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Harris arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS—None.

Absent and excused—Crabtree. Total - 1.

Total - 35.

Whereupon the President declared [H 681](#) passed, title was approved, and the bill ordered returned to the House.

[H 476](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Heider arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS—None.

Absent and excused—Crabtree. Total - 1.

Total - 35.

Whereupon the President declared [H 476](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, all Senate bills were placed at the head of the Third Reading Calendar, followed by House bills amended in the Senate, followed by House bills.

On request by Senator Anthon, granted by unanimous consent, the Senate returned to the Tenth Order of Business.

Motions and Resolutions

On request by Senator Anthon, granted by unanimous consent, the Judiciary and Rules Committee report relative to the Gubernatorial appointments of Dan Dinning and Darrell Bolz were returned to the Committee. Pursuant to Mason's Manual Section 675 (1), the report was out of order.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the Senate adjourned at 4:55 p.m. until the hour of 9:30 a.m., Thursday, March 17, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary